

176391
JUL 12 1993

STATE OF MICHIGAN



JOHN ENGLER, Governor

DEPARTMENT OF NATURAL RESOURCES

Stevens T. Mason Building, P.O. Box 30028, Lansing, MI 48909

ROLAND HARMES, Director

NATURAL RESOURCES
COMMISSION

LARRY DEVUYST
PAUL EISELE
GORDON E. GUYER
JAMES P. HILL
DAVID HOLLI
O. STEWART MYERS
JOEY M. SPANO

July 6, 1993

Ms. Karla Johnson, RPM
U.S. Environmental Protection Agency
Region 5 HSRW-6-J
77 West Jackson Boulevard
Chicago, Illinois 60604

Dear Ms. Johnson:

I have looked over the ARAR submittal prepared for the Hi-Mill Feasibility Study by Geraghty & Miller and have some comments.

Table 1 did not have all of the Acts and Administrative Rules cited in column 1 which made it difficult to follow. Geraghty and Miller should have included these references where omitted.

In Table 2 I do not see Acts 203 of 1979, the Goemaere-Anderson Wetland Protection Act, or Act 346 of 1972, the Inland Lakes and Streams Act listed. If treated groundwater is discharged into the wetlands and/or lakes and streams surrounding the plant I believe this would require review by the Land and Water Management Division for compliance with these acts and associated rules. In addition, all wells would be subject to the conditions and rules of Act 315 of 1969, the Mineral Well Act.

There are no ARARs listed for Alternative 2 which would consist of monitoring the groundwater. It is my understanding that additional wells would have to be installed in order to adequately monitor the shallow and deeper groundwater. New wells would be subject to Act 315 of 1969, referenced above as well as any acts and rules that may be applicable. Examples would include Act 203 of 1979, referenced above; or, Act 245 of 1929, as amended by Act 167 of 1968 regarding construction in a floodplain.

For any remedy, if liquid wastes were to be transported as a result of any actions, the transport of these liquids would be subject to Act 136 of 1969, the Liquid Industrial Control Act.

RECEIVED
MI/WI SECTION #1

JUL 12 1993



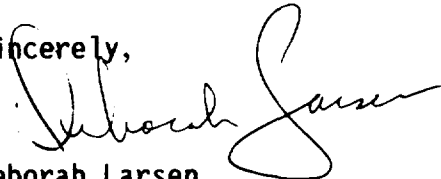
Ms. Karla Johnson

-2-

July 6, 1993

Generally, I believe the ARAR package identifies the statutes and administrative rules that would apply, with the exception of the comments above, for Alternatives 3A and 3B.

Sincerely,

A handwritten signature in black ink, appearing to read "Deborah Larsen", written in a cursive style.

Deborah Larsen
Superfund Section
Environmental Response Division
517-373-4825

cc: Mr. William Bradford, MDNR
Mr. George Carpenter, MDNR
file